

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,) Criminal Case No. 08CR271-BTM
)
Plaintiff,) I N F O R M A T I O N
)
v.) Title 8, U.S.C., Sec. 1325 -
) Illegal Entry (Felony);
MARIO PENA-MARQUEZ,) Title 8, U.S.C., Sec. 1325 -
) Illegal Entry (Felony)
Defendant.)

The United States Attorney charges:

Count 1

On or about January 2, 2008, within the Southern District of California, defendant MARIO PENA-MARQUEZ, being an alien, unlawfully entered or attempted to enter the United States at a time and place other than as designated by immigration officers, and eluded examination and inspection by immigration officers, and attempted to enter or obtained entry to the United States by a willfully false or misleading representation or the willful concealment of a material fact; and previously committed the misdemeanor offense of illegal entry, as evidenced by his conviction on July 5, 2005 for Illegal Entry, in violation of Title 8, United States Code, Section 1325, in the United States District Court for the Southern District of California; all in violation of Title 8, United States Code, Section 1325, a felony.

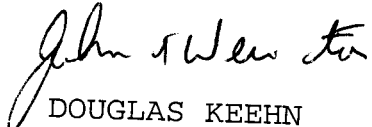
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Count 2

On or about January 3, 2008, within the Southern District of California, defendant MARIO PENA-MARQUEZ, being an alien, unlawfully entered or attempted to enter the United States at a time and place other than as designated by immigration officers, and eluded examination and inspection by immigration officers, and attempted to enter or obtained entry to the United States by a willfully false or misleading representation or the willful concealment of a material fact; and previously committed the misdemeanor offense of illegal entry, as evidenced by his conviction on July 5, 2005 for Illegal Entry, in violation of Title 8, United States Code, Section 1325, in the United States District Court for the Southern District of California; all in violation of Title 8, United States Code, Section 1325, a felony.

DATED: January 31, 2008.

KAREN P. HEWITT
United States Attorney


DOUGLAS KEEHN
Assistant U.S. Attorney